

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

VICTORIA LYNN BURNETT,

Plaintiff,

v.

COMMISSIONER OF SOCIAL SECURITY :

Defendant.

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Case No. 2:13-CV-757

JUDGE ALGENON L. MARBLEY

Magistrate Judge Kemp

ORDER

This matter is before the Court on the United States Magistrate Judge's **Report and Recommendation.** (Doc. 9). On January 6, 2014, the Magistrate Judge issued the Report and Recommendation, recommending that this case be dismissed under Fed. R. Civ. P. 4(m) for failure to make timely service of the summons and complaint on the defendant. The parties were specifically advised of their right to object to this Report and Recommendation, and of the consequences of their failure to do so. (Doc. 9 at 2-3). The parties have failed to respond. The deadline for objections lapsed on January 20, 2014.

The Court hereby **ADOPTS** the Report and Recommendation based on the independent consideration of the analysis therein. Accordingly, this action is **DISMISSED**. The Clerk shall enter final judgment.

IT IS SO ORDERED.

s/ Algenon L. Marbley
ALGENON L. MARBLEY
UNITED STATES DISTRICT JUDGE

DATED: April 22, 2014